

2013 DRAFTING REQUEST

Bill

Received: **10/11/2012** Received By: **btradewe**
Wanted: **As time permits** Same as LRB:
For: **Administration-Budget** By/Representing: **Kirby**
May Contact: Drafter: **btradewe**
Subject: **Agriculture - animals** Addl. Drafters:
Nat. Res. - fish and game Extra Copies:

Submit via email: **YES**
Requester's email:
Carbon copy (CC) to:

Pre Topic:

DOA:.....Kirby, BB0128 -

Topic:

Elk reintroduction

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	btradewe 10/11/2012	kfollett 10/16/2012		_____			
/1	btradewe 12/19/2012		phenry 10/16/2012	_____	srose 10/16/2012		
/2	btradewe 1/23/2013	kfollett 12/21/2012		_____	srose 12/21/2012		
/3		kfollett	jfrantze	_____	mbarman		

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
		1/23/2013	1/23/2013	_____	1/23/2013		

FE Sent For:

<END>

2013 DRAFTING REQUEST

Bill

Received: 10/11/2012 Received By: btradewe
Wanted: As time permits Companion to LRB:
For: Administration-Budget By/Representing: Kirby
May Contact: Drafter: btradewe
Subject: Agriculture - animals Addl. Drafters:
Nat. Res. - fish and game Extra Copies:

Submit via email: YES
Requester's email:
Carbon copy (CC) to:

Pre Topic:

DOA:.....Kirby, BB0128 -

Topic:

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See attached

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/?	btradewe 10/11/2012	kfollett 10/16/2012		_____			
/1	btradewe 12/19/2012		10/16/2012	_____	srose 10/16/2012		
/2		kfollett 12/21/2012		_____	srose 12/21/2012		

FE Sent For:

13/5f
1/23

<END>

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For: **Administration-Budget** By/Representing: **Kirby**
May Contact: Drafter: **btradewe**
Subject: **Agriculture - animals** Addl. Drafters:
Nat. Res. - fish and game Extra Copies:

Submit via email: **YES**

Requester's email:

Carbon copy (CC) to:

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/?	btradewe 10/11/2012	kfollett 10/16/2012		_____			
/1		12/5/12 12/21	10/16/2012 12/5/12 12/21	_____	srose 10/16/2012		
				12/5/12 12/21			

FE Sent For:

<END>

2013 DRAFTING REQUEST

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Received: 10/11/2012 Received By: btradewe
Wanted: As time permits Companion to LRB:
For: Administration-Budget By/Representing: Kirby
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Nat. Res. - fish and game Extra Copies:

Submit via email: YES
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Carbon copy (CC) to:

Pre Topic:

DOA:.....Kirby, BB0128 -

Topic:

Elk reintroduction

Instructions:

See attached

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<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	btradewe	11/5/16	11/9/16	12/5/16			

FE Sent For:

<END>

Tradewell, Becky

From: Hanaman, Cathlene
Sent: Wednesday, October 10, 2012 5:00 PM
To: Kite, Robin; Gibson-Glass, Mary; Tradewell, Becky
Subject: FW: [Possible SPAM] Statutory Language Drafting Request
Importance: Low

From: Peter.Kirby@Wisconsin.gov [mailto:Peter.Kirby@Wisconsin.gov]
Sent: Thursday, October 04, 2012 3:31 PM
To: Hanaman, Cathlene
Cc: Wavrunek, Leah J - DOA; Kirby, Peter W - DOA; Thornton, Scott - DOA
Subject: [Possible SPAM] Statutory Language Drafting Request
Importance: Low

Biennial Budget: 2013-15

DOA Tracking Code: BB0128

Topic: Elk Reintroduction

SBO Team: AEJ

SBO Analyst: Kirby, Peter W - DOA
Phone: 608-267-0370
E-mail: Peter.Kirby@Wisconsin.gov

Agency Acronym: DNR

Agency Number: 370

Priority: Medium

Intent:

Authority to import, move and introduce elk into Ashland, Bayfield, Jackson, Price, or Sawyer Counties. DNR would determine that the applicable requirements would related to chronic wasting disease under s.95.20 and 95.55(6) are met to the fullest extent and practical. This authority would only be for elk that are taken from the wild and only for DNR sponsored conservation and wildlife restoration projects.

Attachments: False

Please send completed drafts to statlanguage@wisapps.wi.gov

**DEPARTMENT OF NATURAL RESOURCES
2013-15 Statutory Language Proposals**

A. LAND DIVISION

Wildlife Management

Elk Reintroduction

The Department requests statutory authority to import, move and introduce elk into Ashland, Bayfield, Jackson, Price, or Sawyer Counties. The Department would determine that the applicable requirements related to chronic wasting disease under s. 95.20 and 95.55(6) are met to the fullest extent possible and practical with wild elk. This authority would only be for elk that are taken from the wild and only for department sponsored conservation and wildlife restoration projects.

Wild elk restoration using animals from other healthy herd sources has been recommended for Wisconsin's elk management program. Restoration requires moving elk in from sources outside this state. Current restrictions on the import and export of cervid species were established following the 2002 discovery of chronic wasting disease in wild deer in Wisconsin. Since then, elk restoration in Black River Falls and supplementing the current Clam Lake elk herd in NW Wisconsin has been on hold. This proposal would allow elk restoration projects to resume while still requiring the use of elk from healthy herds. Most health certification requirements would still need to be met.

Facilities and Lands

Changes To State Share Of Payment In Lieu Of Taxes (PILT)

The Department requests statutory changes that will make the annual Payment in Lieu of Taxes (PILT) process, as defined under s. 70.114, more efficient and cost effective to administer. There are two parts to this request, which may be acted upon independent of one another. Both changes will make the PILT process more efficient and more cost efficient. There would be savings to the State while continuing to provide the same, if not a higher, level of service to the municipalities involved in the program.

1. The Department requests to modify s. 70.114 (4) to remove the state share from the annual PILT to municipalities. This amount, which is currently sent by the Department as part of the overall PILT payment, is later sent back to the Department approximately two weeks. The intent of the request is to allow the Department to deposit the state share directly into the Forestry Account before it sends the remaining PILT payment to the municipality, which will save time and resources for both parties involved.

Background: In Fiscal Year 2012, a total of 806 municipalities received PILT payments from the Department, approximately 700 of which were required to make a payment back to the Department (municipalities with a state payment amount under \$5.00 are exempted). Upon arrival, these checks are logged into a tracking system, checked against the expected amount of payment, and then deposited into the Forestry Segregated account.

2. The Department requests to modify s. 70.114 (3) so that payment dates for PILT are moved from January 31st to July 31st. This change will eliminate the duplication of effort that occurs when the Department requests mill rates from various communities in December and while the Department of Revenue (DOR) later duplicates that same process later in the year.

Background: The Department is required by 70.114 to make payments to the municipalities by January 31st of each year. In order to facilitate this, the Department must request the mill rate information from each community in the program, and enter that manually into the PILT payment



State of Wisconsin
2011 - 2012 LEGISLATURE

IN 10/11

0325/1



LRB 282775
RCT:med:rs

rmnr

15f

2011 BILL

This is a
DNR budget
draft.

Don't Gen

Head

Natural Resources

(sub) Fish, game, and wildlife

1 AN ACT to amend 95.20; and to create 29.753 of the statutes relating to:
2 importation of wild elk.

Analysis by the Legislative Reference Bureau

* Current law authorizes the Department of Agriculture, Trade and Consumer Protection (DATCP) to prohibit or regulate the importing of animals into this state and the movement of animals within the state if necessary to prevent the introduction or spread of disease. Current law also gives DATCP specific authority to promulgate rules concerning testing animals, including farm-raised deer, for diseases such as tuberculosis and chronic wasting disease.

and This bill authorizes the Department of Natural Resources (DNR) to import, move, and introduce elk into specified counties if the elk are taken from the wild, the elk are imported or moved for the purpose of protecting, developing, or managing wildlife resources, DNR determines that the applicable DATCP requirements related to chronic wasting disease concerning importing and moving animals and disease testing are met to the extent possible and practical with wild elk, and DNR does not seek a reduction of road access to public lands in connection with importing, moving, or introducing the elk.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

3 SECTION 1. 29.753 of the statutes is created to read:

29.753 Importation of wild elk. Notwithstanding ss. 95.20 and 95.55 (6) and rules promulgated under those provisions, the department may import and move elk and introduce the elk into Ashland, Bayfield, Jackson, Price, or Sawyer county if all of the following apply:

(1) The elk are taken from the wild and not raised on a farm.

(2) The purpose of importing or moving the elk is to protect, develop, or manage wildlife resources in this state.

(3) The department determines that the applicable requirements related to chronic wasting disease under ss. 95.20 and 95.55 (6) are met to the fullest extent possible and practical with wild and free-roaming elk.

(4) The department does not seek a reduction of road access to public lands in connection with importing, moving, or introducing the elk.

SECTION 2. 95.20 of the statutes is amended to read:

95.20 Import and movement of animals. The department may prohibit or regulate the importing of animals into this state or the movement of animals within this state if the department has reasonable grounds to believe that regulation or prohibition is necessary to prevent the introduction or spread of a disease in this state that threatens the health of animals or of humans, subject to s. 29.753.

(END)

Tradewell, Becky

From: Kirby, Peter W - DOA <Peter.Kirby@wisconsin.gov>
Sent: Tuesday, December 18, 2012 3:21 PM
To: Tradewell, Becky
Subject: FW: Final Elk Language
Attachments: Elk legislation Final.docx

Importance: High

Hi Becky,

Attached should be updated language for Elk Reintroduction (0325/1). Please let me know if you have any questions.

Thanks,

Peter

From: Wavrunek, Leah J - DOA
Sent: Friday, December 14, 2012 9:12 AM
To: Kirby, Peter W - DOA
Subject: FW: Final Elk Language
Importance: High

From: Polasek Jr, Joseph P - DNR
Sent: Friday, December 14, 2012 9:09 AM
To: Wavrunek, Leah J - DOA
Subject: FW: Final Elk Language
Importance: High

Hi Leah--

Here's what we've got on elk. DATCP has also approved this version.

Thanks

Joe

From: Thiede, Kurt A - DNR
Sent: Friday, December 14, 2012 8:43 AM
To: Polasek Jr, Joseph P - DNR
Cc: Loomans, Scott D - DNR; Gunderson, Scott L - DNR; Bruhn, Michael L - DNR; Wallenfang, Kevin B - DNR; Hauge, Tom M - DNR
Subject: Final Elk Language
Importance: High

This is final.

Kurt A. Thiede

Administrator

Division of Land

Wisconsin Department of Natural Resources

101 S. Webster St.

PO Box 7921

Madison, WI 53707-7921

(☎) phone: (608) 266-5833

(✉) e-mail: Kurt.Thiede@Wisconsin.gov

Website: dnr.wi.gov

Find us on Facebook: www.facebook.com/WIDNR

SECTION 1. 29.753 of the statutes is created to read:

29.753 Importation of wild elk. Notwithstanding ss. 95.20 and 95.55(6) and rules promulgated under those provisions, the department may import and move elk and introduce the elk into Ashland, Bayfield, Jackson, Price, or Sawyer county if all of the following apply:

- (1) The elk are taken from the wild and not raised on a farm.
- (2) The purpose of importing or moving the elk is to protect, develop, or manage wildlife resources in this state.
- (3) The department determines that the applicable requirements related to chronic wasting disease under ss. 95.20 and 95.55(6) are met to the fullest extent possible and practical with wild and free-roaming elk.
- (4) The department tests each elk for tuberculosis and brucellosis before import or movement as required under the applicable disease testing provisions of the department of agriculture, trade and consumer protection.
- (5) The department does not seek a reduction of road access to public lands in connection with importing, moving, or introducing the elk.
- (6) The open season for hunting elk begins no earlier than the Saturday nearest October 15 and continues as established by the department.

Note: No changes are made to s. 95.20, Stats.



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-0325/2
RCT:kjf:ph

IN 12/19

rmr

DOA:.....Kirby, BB0128 - Elk reintroduction

FOR 2013-2015 BUDGET — NOT READY FOR INTRODUCTION

Don't Gen

1 AN ACT ...; relating to: importation of wild elk.

Analysis by the Legislative Reference Bureau

NATURAL RESOURCES

FISH, GAME, AND WILDLIFE

Current law authorizes DATCP to prohibit or regulate the importing of animals into this state and the movement of animals within the state if necessary to prevent the introduction or spread of disease. Current law also gives DATCP specific authority to promulgate rules concerning testing animals, including farm-raised deer, for diseases such as tuberculosis and chronic wasting disease.

This bill authorizes DNR to import, move, and introduce elk into specified counties if the elk are taken from the wild, ~~the elk are imported or moved for the purpose of protecting, developing, or managing wildlife resources, and~~ DNR determines that the applicable DATCP requirements related to chronic wasting disease concerning importing and moving animals and disease testing are met to the extent possible and practical with wild elk.

Analysis inset

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

2 SECTION 1. 29.753 of the statutes is created to read:

1 **29.753 Importation of wild elk.** Notwithstanding ss. 95.20 and 95.55 (6) and
2 rules promulgated under those provisions, the department may import and move elk
3 and introduce the elk into Ashland, Bayfield, Jackson, Price, or Sawyer county if all
4 of the following apply:

5 (1) The elk are taken from the wild and not raised on a farm.

6 (2) The purpose of importing or moving the elk is to protect, develop, or manage
7 wildlife resources in this state.

8 (3) The department determines that the applicable requirements related to
9 chronic wasting disease under ss. 95.20 and 95.55 (6) are met to the fullest extent
10 possible and practical with wild and free-roaming elk.

11

(END)

Insert 2-10

2013-2014 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-0325
RCT.....

Analysis insert

, DNR tests the elk for tuberculosis and brucellosis, DNR does not seek a reduction of road access in connection with introducing the elk, and any open season for hunting elk begins no earlier than the Saturday nearest October 15.

Insert 2-10

(4) The department tests each elk for tuberculosis and brucellosis before importing or moving the elk in accordance with the applicable disease testing requirements of the department of agriculture, trade and consumer protection.

(5) The department does not seek a reduction of road access to public lands in connection with importing, moving, or introducing the elk.

(6) Any open season for hunting elk begins no earlier than the Saturday nearest October 15.

Tradewell, Becky

From: Kirby, Peter W - DOA <Peter.Kirby@wisconsin.gov>
Sent: Wednesday, January 23, 2013 11:51 AM
To: Tradewell, Becky
Subject: LRB-0325/2 (Elk)

Hi Becky,

DNR would like to move the newly created language regarding the season opener for elk from the newly created 29.753 in LRB-0325/2 to 29.182. I'm thinking a new section would have to be created under 29.182, DNR was thinking (1m) if that works for you?

Thanks,

Peter

Peter Kirby
State Budget Office
Phone: 608.267.0370



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-0325/2 3
RCT:kj:lm YMV

In 1/23

DOA:.....Kirby, BB0128 - Elk reintroduction

FOR 2013-2015 BUDGET — NOT READY FOR INTRODUCTION

Don't Gen

1

AN ACT ...; relating to: importation of wild elk

the budget

Analysis by the Legislative Reference Bureau

NATURAL RESOURCES

FISH, GAME, AND WILDLIFE

Current law authorizes DATCP to prohibit or regulate the importing of animals into this state and the movement of animals within the state if necessary to prevent the introduction or spread of disease. Current law also gives DATCP specific authority to promulgate rules concerning testing animals, including farm-raised deer, for diseases such as tuberculosis and chronic wasting disease.

This bill authorizes DNR to import, move, and introduce elk into specified counties if specified conditions are met, including that the elk are taken from the wild, DNR determines that the applicable DATCP requirements related to chronic wasting disease concerning importing and moving animals and disease testing are met to the extent possible and practical with wild elk, DNR tests the elk for tuberculosis and brucellosis, DNR does not seek a reduction of road access in connection with introducing the elk, and any open season for hunting elk begins no earlier than the Saturday nearest October 15.

and

Analysis
Insert

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

Insert 2-1 →

SECTION 1. 29.753 of the statutes is created to read:

29.753 Importation of wild elk. Notwithstanding ss. 95.20 and 95.55 (6) and rules promulgated under those provisions, the department may import and move elk and introduce the elk into Ashland, Bayfield, Jackson, Price, or Sawyer county if all of the following apply:

(1) The elk are taken from the wild and not raised on a farm.

(2) The purpose of importing or moving the elk is to protect, develop, or manage wildlife resources in this state.

(3) The department determines that the applicable requirements related to chronic wasting disease under ss. 95.20 and 95.55 (6) are met to the fullest extent possible and practical with wild and free-roaming elk.

(4) The department tests each elk for tuberculosis and brucellosis before importing or moving the elk in accordance with the applicable disease testing requirements of the department of agriculture, trade and consumer protection.

(5) The department does not seek a reduction of road access to public lands in connection with importing, moving, or introducing the elk.

(6) Any open season for hunting elk begins no earlier than the Saturday nearest October 15.

(END)

**2013-2014 DRAFTING INSERT
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-0325/3ins
RCT:.....

1 **Analysis insert**

2 ~~#~~ Current law authorizes DNR to establish open seasons for hunting fish and
3 game. The bill prohibits DNR from establishing an open season for hunting elk that
4 begins earlier than the Saturday nearest October 15.

5 **Insert 2-1**

6 **SECTION 1.** 29.182 (1m) of the statutes is created to read:

7 29.182 (1m) OPEN SEASON REQUIREMENT. The department may not establish an
8 open season for hunting elk that begins earlier than the Saturday nearest October
9 15.



State of Wisconsin
2013 - 2014 LEGISLATURE



LRB-0325/3

RCT:kjf:jf

DOA:.....Kirby, BB0128 – Elk reintroduction

FOR 2013-2015 BUDGET — NOT READY FOR INTRODUCTION

1 **AN ACT ...; relating to:** the budget.

Analysis by the Legislative Reference Bureau

NATURAL RESOURCES

FISH, GAME, AND WILDLIFE

Current law authorizes DATCP to prohibit or regulate the importing of animals into this state and the movement of animals within the state if necessary to prevent the introduction or spread of disease. Current law also gives DATCP specific authority to promulgate rules concerning testing animals, including farm-raised deer, for diseases such as tuberculosis and chronic wasting disease.

This bill authorizes DNR to import, move, and introduce elk into specified counties if specified conditions are met, including that the elk are taken from the wild, DNR determines that the applicable DATCP requirements related to chronic wasting disease concerning importing and moving animals and disease testing are met to the extent possible and practical with wild elk, DNR tests the elk for tuberculosis and brucellosis, and DNR does not seek a reduction of road access in connection with introducing the elk.

Current law authorizes DNR to establish open seasons for hunting game. The bill prohibits DNR from establishing an open season for hunting elk that begins earlier than the Saturday nearest October 15.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 29.182 (1m) of the statutes is created to read:

29.182 (1m) OPEN SEASON REQUIREMENT. The department may not establish an open season for hunting elk that begins earlier than the Saturday nearest October 15.

SECTION 2. 29.753 of the statutes is created to read:

29.753 Importation of wild elk. Notwithstanding ss. 95.20 and 95.55 (6) and rules promulgated under those provisions, the department may import and move elk and introduce the elk into Ashland, Bayfield, Jackson, Price, or Sawyer county if all of the following apply:

(1) The elk are taken from the wild and not raised on a farm.

(2) The purpose of importing or moving the elk is to protect, develop, or manage wildlife resources in this state.

(3) The department determines that the applicable requirements related to chronic wasting disease under ss. 95.20 and 95.55 (6) are met to the fullest extent possible and practical with wild and free-roaming elk.

(4) The department tests each elk for tuberculosis and brucellosis before importing or moving the elk in accordance with the applicable disease testing requirements of the department of agriculture, trade and consumer protection.

(5) The department does not seek a reduction of road access to public lands in connection with importing, moving, or introducing the elk.

(END)